

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

First Named Inventor: LEAH, ROBERT

Art Unit:

Appln. No.: 10/588,897

Examiner:

Filed: August 10, 2006

Confirmation No.: 4108

For: A METHOD AND APPARATUS FOR OPERATING A SOLID-OXIDE FUEL
CELL STACK WITH A MIXED IONIC/ELECTRONIC CONDUCTING
ELECTROLYTE

* * *

REPLY TO NOTIFICATION OF DEFECTIVE RESPONSE AND
TRANSMITTAL OF SUPPLEMENTAL APPLICATION DATA SHEET
(FIRST SUBMISSION OF ADS) UNDER 37 C.F.R. § 1.76

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in reply to the Notification of Defective Response dated October 30, 2008.

Applicants note initially that the address information of the inventors is not a requirement of the Declaration under 37 C.F.R. §§ 1.497(a) and (b). Accordingly, the previously filed Declaration should have been accepted, and the Office should have required the submission of a supplemental Declaration or an Application Data Sheet. See 37 C.F.R. § 1.497(c). It is therefore respectfully requested that this application be accorded a 371(c) date of October 14, 2008, the date of submission of the Declaration.

In order to provide the requested address information, submitted herewith is a Supplemental Application Data Sheet meeting the requirements of 37 C.F.R. § 1.76. Please note that this is the first submission of an Application Data Sheet, but because it is filed after the initial submission of papers for the national stage, it is termed a Supplemental Application Data Sheet (SADS) in accordance with 37 C.F.R. § 1.76(c).

Changes in the data of this application are shown in bold, with any additions indicated in underlined format and any deletions indicated in strike-through format.

The Commissioner is hereby authorized to charge to Deposit Account No. 50-1165 (XA-10629) any fees that may be required by this paper and to credit any overpayment to that Account. If any extension of time is required in connection with the filing of this paper and has not been separately requested, such extension is hereby requested.

Respectfully submitted,

Date: November 24, 2008

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